

AMENDED

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED.

Date of first receipt and filing in State Engineer's office MAR 29 1948

Returned to applicant for correction

Corrected application filed

OCT 23 1948

The undersigned C. D., D. E. and G. L. Stewart  
 (Name of applicant)  
 of Alamo, County of Lincoln  
 care C. D. Baker, Box 2069, Las Vegas, Nevada.  
 State of Nevada, hereby makes application for permission to change the point of diversion, manner and place of use of water heretofore appropriated under Certificate No. 427, subject of Permit No. 3475 (Three Tunnels)  
 (State nature of right that is the basis of this application, i. e., vested, decreed or permitted right.)

1. The source of water supply is Tunnel Spring No. 1 in Cedar Wash.
2. The quantity of water desired to be changed .02 c.f.s.  
 (Acre feet, second feet.)
3. The water is to be used for stockwatering and domestic purposes
4. The water heretofore used for irrigation and stockwatering
5. Place of use under existing appropriation Horne Garden located per certificate No. 427 in NW $\frac{1}{4}$  NE $\frac{1}{4}$  Sec. 14, T. 6 S., R. 64 E. (unsurveyed)  
 and description in respect to Government Land Survey; under any other use give location as being within a 40-acre (0.12 c.f.s. for 12 acres)  
 subdivision.)
6. Proposed place of use under this application in SE $\frac{1}{4}$  NW $\frac{1}{4}$  Sec. 10; SE $\frac{1}{4}$  NE $\frac{1}{4}$  Sec. 11; and NW $\frac{1}{4}$  SE $\frac{1}{4}$  Sec. 12, T. 6 S., R. 64 E. (unsurveyed)  
 of acres and description in respect to Government Land Survey; under any other use give location as being within a 40-acre subdivision.)
7. The water is to be diverted from its source at the following point:  
 in SW $\frac{1}{4}$  SE $\frac{1}{4}$  Sec. 17, T. 6 S., R. 65 E. (unsurveyed) or at a point dist  
 whence the SW. cor. T. 8 S., R. 63 E. bears S. 42°53' W. 107,965 ft./  
 50'
8. The existing point of diversion under the former appropriation is as follows: per Cert. No. 427 in SW $\frac{1}{4}$  SE $\frac{1}{4}$  Sec. 13, T. 6 S., R. 64 E.  
 (If point of diversion is not changed do not answer.) (unsurveyed)
9. Number and kind of animals proposed to be watered  
 1,000 cattle and 50 horses
10. Use will begin about April 1 and end about Sept. 1 of each year.  
 (Month) (Month)
11. The water has been used heretofore during the months of April to August inclusive of each year

12. Remarks Supporting map shows former point of diversion in SW $\frac{1}{4}$  SE $\frac{1}{4}$  Sec. 17 and location of Horne Garden in SW $\frac{1}{4}$  NE $\frac{1}{4}$  and NW $\frac{1}{4}$  SE $\frac{1}{4}$  Sec. 18, T. 6 S., R. 65 E. (unsurveyed) therefore this application is made not only to change manner and place of use but to correct location of Tunnel Spring No. 1 in Cedar Wash. Cert. No. 427, subject Permit No. 3475, covers use of water from Tunnel Spring No. 1 and was conveyed by Bullocks to Stewarts per copy of deed filed in State Engineer's Office.

13. Description of proposed works concrete tanks to contain 3,000 gals of water and approximately 27,000 ft. of 3", 2" and 1½" pipe from point of diversion to places of use.

14. Estimated cost of works \$10,000

15. Estimated time required to construct the works is

C.D., D.L. & G.L. Stewart

Applicant

OCT 25 1948

By C. D. Baker

Map Filed

Compared HE-AT

Protested Jan. 15, 1949 by Chas. Culverwell.

Protested Dec. 28, 1948 by John H. Conaway.

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source and subject to the provisions set forth in the ruling of the State Engineer on this application dated October 13, 1950. The places of use under this permit is limited to the SE ¼ Section 11, and NW ¼ SE ¼ Section 12, T. 6 S., R. 64 E., unsurveyed. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.033 cubic foot per second, or sufficient to water 1,000 head of cattle and 50 horses, which numbers are to include the stock of applicants now ranging in the area.

Actual construction work shall begin on or before May 20, 1951

Proof of commencement of work shall be filed before June 20, 1951

Work must be prosecuted with reasonable diligence and be completed on or before May 20, 1952

Proof of completion of work shall be filed before June 20, 1952

Application of water to beneficial use shall be made on or before

May 20, 1953. Proof of the application of water to beneficial

use must be filed with State Engineer on or before June 20, 1953

Proof of commencement of work filed APR 27 1951 WITNESS MY HAND AND SEAL this 1st day

Proof of Completion of work filed APR 27 1951 of November, 1950

PROOF OF BENEFICIAL USE FILED MAY 4 1953

4085 Mar. 25, 1954 for 0.033 cfs

Mar 29, 1954 BH B

341

I.N.C.I.N.

Alfred Morris, State Engineer

Affrogated By S1260 0.033